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FAX TRANSMITTAL COVER SHEETDate: **February 22, 2007**Total number of pages including cover sheet: **5**To: Mail Stop PETITIONS
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450Fax No.: **571-273-8300**From: **C. Thomas Sylke**Comments: **Sir or Madam:**


Attached please find a small entity deficiency payment (per 37 CFR 1.28(c)) for U.S. Serial No. 10/817,128 (Atty. Docket No. 0101-p03). Please contact the undersigned if you have any questions. Thank you for your assistance.

C. Thomas Sylke
Reg. No. 32,312

CERTIFICATE OF FACSIMILE TRANSMISSION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: CIOFFI et al.
Serial No.: 10/817,128
Filing Date: 02 April 2004
For: DSL SYSTEM ESTIMATION AND PARAMETER
RECOMMENDATION
Examining Attorney: Sharon, A.
Art Unit: 2123
Attorney Docket No.: 0101-p03

Correction of Small Entity Status
Pursuant to 37 CFR §§ 1.27(g)(2) and 1.28(c) and (d)

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR § 1.28(c), Applicant respectfully submits the following deficiency itemization and payment in the above-referenced case (per § 1.28(c)(2)(ii):

<u>Fee type</u>	<u>Date paid</u>	<u>Fee paid</u>	<u>Deficiency amount</u>
Basic filing fee for case filed before 12/08/2004 (per 37 CFR § 1.16(a)(2))	04/02/2004	\$ 385.00	\$ 405.00
4 independent claims in excess of 3 (per 37 CFR § 1.16(h))	04/02/2004	\$ 172.00	\$ 628.00
11 total claims in excess of 20 (per 37 CFR § 1.16(i))	04/02/2004	\$ 99.00	\$ 451.00
<u>Total deficiency payment owed</u>			<u>\$ 1,484.00</u>

United States Serial No. 10/817,128

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Adjustment date: 02/23/2007 SLUANG1
04/07/2004 MBIZUNES 00000007 10817128
01 FC:2001 -385.00 OP
02 FC:2202 -99.00 OP
03 FC:2201 -172.00 OP

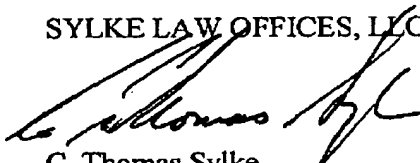
02/23/2007 SLUANG1 00000010 10817128
01 FC:1001 790.00 OP
02 FC:1201 800.00 OP
03 FC:1202 550.00 OP

Applicant respectfully requests that the error be excused upon the filing of this statement and the payment of the fee submitted herewith. Small entity status was established by Applicant in good faith, and the fee noted below was paid in good faith. Applicant later discovered that such small entity status was established in error. This statement also serves as Applicant's notification of loss of entitlement to small entity status, pursuant to 37 CFR § 1.27(g)(2). Please contact Applicant's counsel regarding any questions or other matters concerning the fees associated with the above-referenced application.

Dated: February 22, 2007

Respectfully submitted,

SYLKE LAW OFFICES, LLC



C. Thomas Sylke
Reg. No. 32,312

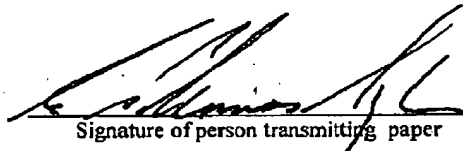
Sylke Law Offices, LLC
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United States Serial No. 10/817,128

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PTO/SEI/17 (02-07)

Approved for use through 02/28/2007. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4318).**FEE TRANSMITTAL**
For FY 2007☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,484.00

Complete if Known

Application Number	10/817,128
Filing Date	02 April 2004
First Named Inventor	Cioffi
Examiner Name	Sharon, A.
Art Unit	2123
Attorney Docket No.	0101-p03

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☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

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For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP =	x	=	

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	=	

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

4. OTHER FEE(S)

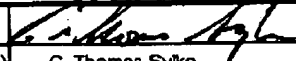
Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Small entity deficiency payment (per 37 CFR 1.28(c))

Fees Paid (\$)

1,484.00

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 32,312	Telephone 414-431-2317
Name (Print/Type)	C. Thomas Sylke	Date 22 February 2007	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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